IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY THIRD DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE P.S.NARAYANA

-

WRIT PETITION NO : 25427 of 1997

Between:

Solleti Venkata Subbaiah, S/o. Subbarayudu,
R/o. Seetharampuram, Seetharampuram Mandal,
Nellore District, A.P.,

..... PETITIONER

AND

1 The Mandal Development Officer,
Seetharamapuram Mandal, Nellore District.
2 Sri Dasari Thirupal, S/o. Venkateshwarlu
R/o. Seetharampuram Mandal, Nellore District, A.P.,
3 Sri Jammalamadugu Izael, S/o. Chenchaiah,
R/o. Seetharamapuram Mandal, Nellore District, A.P.,

(Dismissed for default as per court order, dated 23/8/2000

as against Respondents 2 & 3)

4 The Mandal Revenue Officer,
Seetharampuram Mandal, Nellore District.
(R-4 is impleaded as per court order, dated 14.12.98,

in W.P.M.P.No.38693/98)

..... RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ or direction or order under Article 226 of the Constitution of India, particularly one in the nature of Writ of MANDAMUS, directing the respondents not to interfere with the petitioner's possession and enjoyment of the

land in any manner in respect of land in an extent of 0-54 Cents in Survey No.179/4 of Nemelladinne Village, Seetharampuram Mandal, Nellore District, A.P., after calling for the records.

Counsel for the Petitioner: MR.PRATTIPATI VENKATESWARLU

Counsel for the Respondent 4: G.P. FOR REVENUE

Counsel for the Respondent No.1: Mr.P.Raghavendra Reddy

The Court made the following

ORDER:

The writ petition is filed seeking a writ of Mandamus directing the respondents not to interfere with the petitioner's possession and enjoyment of the land in any manner in respect of land in an extent of 0-54 cents in Survey No.179/4 of Nemelladinne Village, Seetharampuram Mandal, Nellore District, and to pass suitable orders.

It is represented that the District Collector passed an order, dated 11-05-1993 and the only remedy available to the writ petitioner is to question the said order dated 11-05-1993.

The learned Government Pleader for Revenue, no doubt, made certain submissions taking a specific stand that the land had already been allotted and certain constructions also had come up on the said land.

This Court is not inclined to go into the said controversy. Liberty is given to the writ petitioner to question the proceedings, dated 11-05-1993 issued by the District Collector. If the writ petitioner is advised to do so, except giving the aforesaid liberty, no further orders are required to be passed in the present writ petition.

Accordingly, the writ petition is closed. No order as to costs.

P.S. NARAYANA, J

23rd February, 2005

lsn

ASSISTANT REGISTRAR

To

1. The Mandal Development Officer,
   Seetharamapuram Mandal, Nellore District.
2. The Mandal Revenue Officer,
   Seetharampuram Mandal, Nellore District.
3. Two CCs to G.P. for Revenue, High Court Buildings, Hyderabad (OUT).

4. Two CD copies